

# **ATTORNEY GENERAL'S STATEMENT**

1/6/83



TYRONE C. FAHNER  
ATTORNEY GENERAL  
STATE OF ILLINOIS  
SPRINGFIELD  
62706

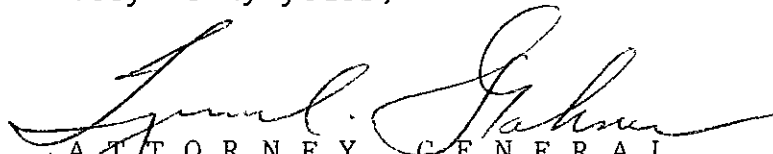
December 16, 1982

Valdas Adamkus, Regional Administrator  
United States Environmental Protection Agency  
Region V  
230 South Dearborn Street  
Chicago, Illinois 60604

Dear Mr. Adamkus:

I hereby certify, pursuant to the provisions of Part C of the Safe Drinking Water Act (42 U.S.C. 300f et seq., as amended) and 40 CFR 123.5(a), that in my opinion the laws of the State of Illinois provide adequate authority to apply for, assume and carry out the program set forth in the Program Description submitted by the Illinois Environmental Protection Agency for Class I, III, IV and V injection wells. The specific authorities provided, which are contained in lawfully enacted statutes or promulgated regulations include those as discussed in the following Statement.

Very truly yours,

  
ATTORNEY GENERAL



TYRONE C. FAHNER

ATTORNEY GENERAL  
STATE OF ILLINOIS

160 NORTH LA SALLE STREET  
CHICAGO 60601

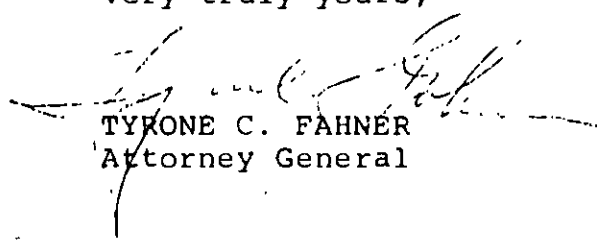
ELEPHONE  
793-3500

Valdas Adamkus  
Regional Administrator  
United States Environmental  
Protection Agency, Region V  
230 S. Dearborn Street  
Chicago, Illinois 60604

Dear Val:

This is to inform you that in cases brought to enforce Section 12(g) of the Environmental Protection Act, Ill. Rev. Stat., 1981, ch. 111 1/2, par. 1012(g), or in cases brought to enforce any regulation adopted by the Illinois Pollution Control Board pursuant to Section 13(c) of the Environmental Protection Act, Ill. Rev. Stat., 1981, ch. 111 1/2, par. 1013(c), the Office of the Attorney General of Illinois will not oppose intervention under Section 2-408(a) of the Illinois Code of Civil Procedure, Ill. Rev. Stat. 1981 ch. 110, par. 2-408(a), by citizens who meet the statutory and regulatory requirements for intervention, on the ground that the applicant's interest is adequately represented by the State.

Very truly yours,



TYRONE C. FAHNER  
Attorney General

TCF:cae

ATTACHMENT A  
(ADDENDUM TO ATTORNEY GENERAL'S STATEMENT)



# Environmental Protection Agency

2200 Churchill Road, Springfield, Illinois 62706

217/782-3397

Valdas Adamkus  
Regional Administrator  
United States Environmental Protection  
Agency, Region V  
230 South Dearborn Street  
Chicago, Illinois 60604

Dear Mr. Adamkus:

This is to inform you that in cases brought to enforce Section 12(g) of the Environmental Protection Act, Ill. Rev. Stat. 1981, ch. 111 1/2, par. 1012(g), or in cases brought to enforce any regulation adopted by the Illinois Pollution Control Board pursuant to Section 13(c) of the Environmental Protection Act, Ill. Rev. Stat. 1981, ch. 111 1/2, par. 1013(c), the Illinois Environmental Protection Agency will not oppose intervention under Section 26.1(1) of the Illinois Civil Practice Act, Ill. Rev. Stat., ch. 110, par. 26.1(1), by citizens who meet the statutory and regulatory requirements for intervention, on the ground that the applicant's interest is adequately represented by the State.

Very truly yours,

Richard J. Carlson  
Director

\* \* \*

(d) Notwithstanding subsection (a) above, the identity of substances being placed or to be placed in landfills or hazardous waste treatment, storage or disposal facilities may under no circumstances be kept confidential.

(e) Notwithstanding any other provisions of this Title, or any other law to the contrary, any information accorded confidential treatment may be disclosed or transmitted to other officers, employees or authorized representatives of this State or of the United States concerned with or for the purposes of carrying out this Act or federal environmental statutes and regulations; provided, however, that such information shall be identified as confidential by the Agency, the Board, or the Institute, as the case may be. Any confidential information disclosed or transmitted under this provision shall be used for the purposes stated herein.

(f) Except for reproduction charges under Sections 7, 28, and 32, and for such permit fees as may be prescribed under Section 4, neither the Agency, the Board, nor the Institute shall charge any fee for the performance of its respective duties under this Act."